



WEEKLY REPORT

ARIZONA GAME AND FISH DEPARTMENT

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Arizona Game and Fish Commission

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W *Weekly Report* is published by the Arizona Game and Fish Department's Legislative and Government Affairs Division. During the state's legislative session, we provide a summary of legislation that pertains to the Department, and a tracking list of bills that may have potential impacts to the state's wildlife and wildlife resources. The Legislative and Government Affairs Staff also actively monitor and report on Congressional Legislation with potential impacts to the Department, and those reports are also available online at: http://www.azgfd.gov/inside_azgfd/legislative_affairs.shtml.

Legislative News:

- **Today marks the 47th Day of Arizona's 49th Legislature, 2nd Regular Session**
- Several bills moved forward this past week at the Arizona State Legislature in an effort to meet deadlines for hearings and floor consideration before advancements of those measures into the respective opposite chambers. Some of the measures considered include a self-funding mechanism for the Arizona Department of Water Resources (**ADWR**) and Arizona Department of Environmental Quality (**ADEQ**) and another measure proposes an alternative funding mechanism for Arizona State Parks. [HB2744](#) is a bill that proposes a *surcharge on bottled water* for the purposes of supporting ADWR/ADEQ. Of the monies collected from that surcharge, the first \$25M would be appropriated to ADWR and then \$10M to ADEQ. The measure was reported unfavorably (FAILED) by the **House Water and Energy Committee** by a 4-4 vote (mostly along party lines).
[HCR2040](#) is a proposed alternative funding mechanism for **Arizona State Parks** that includes a *mandatory* \$12 fee for every vehicle registration in the state (except commercial vehicles). \$9 of that fee would be contributed to state parks, while \$3 of the fee would go to Arizona's Department of Transportation (**ADOT**) to administer the program. The measure was reported favorably by the **House Natural Resources and Rural Affairs Committee** by a vote of (5-1-0-2). As a referendum, the measure would be placed on the November 2010 ballot.
- The **Arizona Game and Fish Commission** ultimately voted on 2 measures this past week that if passed could have great intrinsic implications for the Department's future operations. The 1st measure is a **ballot referendum** that would ask voters to consider amending the State's Constitution to include hunting, fishing and trapping as a right for citizens of the state. The Commission voted to support the measure, [HCR2008](#), as amended. The **House Military Affairs and Public Safety Committee** favorably reported the strike everything measure, as amended (amendment to the s/e). The measure will now need to be moved through the House Rules Committee and the respective caucuses in the House before being transferred to the Senate.

The measure would require legislative approval by simple majority, and if this occurs, it would be included on the election ballot for November 2010. The Governor's signature is not required on ballot referenda.

The 2nd measure the Commission took a formal position to oppose a bill that proposes the creation of an AGF Commission applicant recommendation board. [SB1200](#) and [HB2189](#) are placeholder bills for striker amendments that both include the aforementioned proposal. Each measure was reported favorably by committees in each chamber where they were considered this past week. This conceptual proposal includes very specific criteria for the establishment of a selection/recommendation board to include 5 members: 3 *narrowly defined* sportspersons, 1 rancher, and 1 public member. This "selection" board would interview/select 3-5 commission applicants for the Governor to choose from.

The Commission has acknowledged that this measure is not representative of all Arizonans for whom this public state agency manages all wildlife in trust. The Commission has also noted that eligible "sportspersons," as cited in the bill, is so narrowly defined that it is a gross underrepresentation of those who purchase hunting and fishing licenses in this state. In the Senate's **Natural Resources, Infrastructure and the Public Debt Committee** where the bill was heard, some members noted that while voting the bill out of committee, that the sponsor (public sponsor) needed to work with stakeholders on the provisions in order for the bill to be moved forward in that chamber.

- With all Committee agendas suspended this next week; it is likely that the Legislature will unveil their **budget proposal for FY-11** and the remaining fiscal year's deficit. Their proposal will allegedly include an alternative plan in the event the temporary sales tax is not adopted by voters in the special election scheduled for this May. It appears that this push next week for budget consideration will be completed in the regular session, as opposed to calling a special session. Department Legislative Staff awaits their action with bated breath.

The temporary sales tax proposal increases the current 5.6 cents per one dollar to 6.6 cents per dollar. This referendum proposing to amend the State's Constitution is now known as Prop 100. The measure has a built-in repeal date of May 31, 2013, and the generated revenue would be allocated to education, health and human services, and public safety.

POSTED CALENDARS AND COMMITTEE HEARINGS

No Committee Agendas Posted for Next Week

Budget, Budget, Budget

Quick Reference AGFD-Monitored Legislation (For Period Ending Friday, February 26, 2010)

Support

H2017: SCHOOLS; GUN SAFETY PROGRAM; INSTRUCTORS	Wording that permits instructors certified by "a national association of firearm owners" to teach a gun safety course in schools is changed to those certified by "the National Rifle Association of America."	First sponsor: Rep. Burges	2/1referred to House mil-pub .
H2144: WILDLIFE; GUIDES; WASTED MEAT	The definition of "guide" in game and fish statutes is rewritten to include a person who does any of the following: advertises as a guide, holds himself out to the public as a guide, is employed as a guide, or accepts compensation for performing guiding services. Also, the list of actions that may result in a person's license to take game or fish to be revoked or suspended is expanded to include taking game and permitting the meat to go to waste.	First sponsor: Rep. Konopnicki	2/23referred to Senate nat res-inf .
H2375: POSSESSING DANGEROUS WILDLIFE PROHIBITED	With certain exceptions, a person is forbidden from owning, possessing, harboring or transporting "dangerous wildlife" (defined in this bill) in the state. A findings section states that personal possession of dangerous wildlife is a threat to public health and safety and to the health of wildlife in the state.	First sponsor: Rep. Chad Campbell	2/23from House nat res-rural with amend #4316 .
H2601: EAGLE SCOUTS; HUNTING & FISHING LICENSE	The Game & Fish Commission is authorized to issue, for a reduced fee as determined by the commission, a Youth, Class F (combination hunting and fishing) license to residents of this state who are Eagle scouts. AS PASSED HOUSE.	First sponsor: Rep. Gowan	2/23referred to Senate nat res-inf .
HCR2008: CONSTITUTIONAL RIGHTS; HUNTING & FISHING	The 2010 general election ballot is to carry the question of whether to amend the state Constitution by adding a section stating the citizens of the state have a constitutional right to hunt, fish and harvest wildlife.	First sponsor: Rep. Jerry Weiers	2/24from House mil-pub with amend #4381 .

Oppose

H2189: TECH CORRECTION; NONPROBATE TRANSFERS	Minor change in Title 14 (trusts, estates & protective proceedings) related to nonprobate transfer of securities. Apparent striker bus.	First sponsor: Rep. Jerry Weiers	2/25from House mil-pub with amend #4413 .
S1200: LAND DEPARTMENT; PROCEDURAL CORRECTIONS	Various minor corrections in language related to the State Land Department, including a requirement that a notice or order of a final decision on classification or appraisal of land must be mailed to the last known post office address of record.	First sponsor: Sen. Nelson	2/24from Senate nat res-inf with amend #4355 .

Monitor

H2010: TECH CORRECTION; GAME & FISH; FACILITIES	Minor change in Title 17 (Game & Fish), relating to ground leases and the purchase of facilities. Apparent striker bus.	First sponsor: Rep. Konopnicki	
H2011: TECH CORRECTION; GAME & FISH	Minor change in Title 17 (Game & Fish), relating to inmate labor. Apparent striker bus.	First sponsor: Rep. Konopnicki	
H2044: VICIOUS ANIMAL	A person who owns an "aggressive dog" (defined as	First sponsor:	2/11

ASSAULT; CLASSIFICATION	one that has bitten a person or other domestic animal, or has a known tendency to bite without provocation) must muzzle the dog so that it is prevented from biting whenever the dog is not on the owner's property. A violation is a class 1 (highest) misdemeanor. Except in cases of self-defense or defense of a third person, someone who intentionally or knowingly causes a dog to bite and inflict serious physical injury on another person is guilty of a class 3 felony. The classification of the crime of a owning a dog that has a tendency to attack without provocation and that inflicts physical injury on another person while the dog is at-large is raised to a class 5 felony from a class 1 misdemeanor. Violation of the requirement that an owner of a vicious dog or dog with a tendency to attack without provocation must post a suitable warning on the property is a class 1 misdemeanor.	Rep. Montenegro	retained on House COW calendar.
H2060: PUBLIC CONSERVATION MONIES; TRANSFER	Extends for one year to fiscal 2011-12 the annual appropriation of \$20 million from the General Fund to the public conservation account controlled by the State Parks Board and dedicated to land acquisition for conservation purposes. [Note: the annual appropriation was to have expired in the fiscal year 2010-11.] The entire \$20 million appropriated to the fund for fiscal 2008-09 is transferred to other state agencies. Because this act changes a voter-approved initiative, passage requires a 3/4 majority in each chamber (Prop 105 clause). Emergency clause.	First sponsor: Rep. Nichols	2/18 House COW approved with floor amend #4279 .
H2090: TECH CORRECTION; TAXES; GAME & FISH	Minor change in Title 43 (taxation of income) related to tax refunds. Apparent striker bus.	First sponsor: Rep. Seel	
H2167: GUN SAFETY; EDUCATION; SPECIAL PLATES	The Department of Transportation (ADOT) is authorized to issue special gun safety and education license plates if \$32,000 in start-up costs is paid to it by Dec. 31, 2010. Of the \$25 annual fee, \$8 is an administrative fee and \$17 is deposited in a gun safety special plate fund. After the entity that paid the set up costs is reimbursed, the director of ADOT shall allocate monies from the fund to organizations that promote firearm safety.	First sponsor: Rep. Tobin	1/13 referred to House trans-inf .
H2194: IMMUNITY; PUBLIC ENTITIES & EMPLOYEES	A public employee or entity is indemnified for damages to a person or property caused directly or indirectly by wildlife.	First sponsor: Rep. Jerry Weiers	
H2199: STATE CONTRACTS; PARTICIPATION GOALS; VETERANS	The procurement code is changed to require the Dept of Administration to establish a goal of awarding at least 3% of state procurement contracts to veteran-owned businesses.	First sponsor: Rep. Jerry Weiers	2/18 withdrawn from House gov .
H2209: PUBLIC MEETINGS; NOTICES	Public notices of meetings of public bodies must be conspicuously posted on the public body's website. Removes requirements for public meeting notices to be posted with the Secretary of State, clerk of the county board of supervisors, or city clerk. The requirement for state agencies to annually publish the names of employees designated to assist members of the public is extended to all state agencies (previously applied to state agencies with more than 100 employees).	First sponsor: Rep. Reagan	1/20 from House com with amend #4011 .
H2248: WESTERN CLIMATE INITIATIVE; PROHIBITION	State officers or employees are prohibited from participating in the Western Climate Initiative that is organized and operated by an affiliation of state governors and Canadian provinces.	First sponsor: Rep. Biggs	2/2 Senate env FAILED 3-3.
H2260: REGULATORY RULE MAKING	Various changes to statutes governing regulatory rule making, including creating a "general permit" (defined) and requiring new permit rules to use general permits except in specified circumstances, prohibiting rules that are more stringent than federal law without express statutory authority, and allowing summary rule making for the repeal of "ineffective"	First sponsor: Rep. Tobin	2/18 retained on House COW calendar.

	rules that do not increase compliance costs or reduce entity rights.		
H2264: BALD EAGLE; ENDANGERED SPECIES ACT	Creates a new article of statute under the authority of the Game and Fish Department to manage and maintain threatened species (defined) and endangered species (defined). Requires the Arizona Bald Eagle to remain on the Arizona endangered species list through December 31, 2017.	First sponsor: Rep. Ableser	1/19 referred to House nat res-rural, appro.
H2290: WASTE TIRES IN ABANDONED MINES	Through December 31, 2015, waste tires may be placed in abandoned mines as fill material for the closure of the mine, with final cover consisting of earthen material that is at least 10 feet deep. Creates an abandoned mine reclamation working group to evaluate the use of waste tires as fill material for abandoned mines. The working group self-repeals January 1, 2016.	First sponsor: Rep. Jones	2/23 from House rules okay.
H2301: AGENCIES; FUND SOURCES; EXPENDITURES; REPORT	The Governor's office and each state budget unit must submit a monthly report to the Joint Legislative Budget Committee with detailed information on all sources of monies received for the current fiscal year, the purposes for which the monies have been expended, and caseloads for each population for which the monies are intended to provide services.	First sponsor: Rep. Crump	2/23 from House rules okay.
H2305: STATE LOTTERY; PERMANENT CONTINUATION	Exempts the Arizona State Lottery Commission from statutory termination requirements and repeals the current termination date of July 1, 2012. Due to voter protection, requires the affirmative vote of 3/4 of each house of the Legislature for passage.	First sponsor: Rep. Reagan	1/25 referred to House com.
H2306: STATE LOTTERY; TWENTY-FIVE YEAR CONTINUATION	The statutory life of the Arizona State Lottery Commission is extended 25 years, to July 1, 2035. Sets aside the ten-year limitation for continuation of agencies. Due to voter protection, requires the affirmative vote of 3/4 of each house of the Legislature for passage.	First sponsor: Rep. Reagan	1/19 referred to House com.
H2307: AZ MANUFACTURED FIREARMS; REGULATION	Beginning October 1, 2010, a personal firearm, a firearm accessory, or ammunition that is manufactured in Arizona and remains in Arizona is not subject to federal law or federal regulation, including registration, under the authority of Congress to regulate interstate commerce. Some exceptions. Contains a legislative findings section.	First sponsor: Rep. McLain	2/24 passed House 35-23 ; ready for Senate.
H2314: ENERGY POLICY STUDY COMMITTEE	Establishes an Energy Policy Study Committee to examine and recommend energy policies. The Committee must submit a report of its findings to the Governor and the Legislature by September 30, 2012. Self-repeals October 1, 2012.	First sponsor: Rep. Deschene	1/25 referred to House water-energy .
H2328: PROCUREMENT FROM CERTAIN AGENCIES	Establishes a Person with a Disability Advisory Board to facilitate state governmental units procuring supplies from AZ industries for the blind, certified nonprofit agencies serving the developmentally disabled, and AZ correctional industries.	First sponsor: Rep. Ash	2/17 from House gov with amend #4234 .
H2340: GOVERNMENT; GRANT OF PUBLIC MONIES	State departments, state agencies, and political subdivisions cannot award, grant or appropriate public monies to a private entity or sell any property without complying with the procurement code or a similar public bidding process. Does not apply to money awarded by a court or that is part of a settlement agreement.	First sponsor: Rep. Antenori	1/26 House gov held.
H2392: ILLEGAL DUMPING; PENALTIES	Establishes civil penalties of at least \$1800 for illegal dumping and at least \$2500 for criminal littering or polluting, which cannot be waived or suspended. Fifty percent of the penalty must be deposited in the general fund of the municipality or county in which the fine was assessed.	First sponsor: Rep. McGuire	2/23 House env held.
H2500: NONCUSTODIAL FEDERAL MONIES; LEGISLATIVE APPROPRIATION	The Legislature retains authority to appropriate all noncustodial federal funds whether or not they are intended for specific use by an agency or program.	First sponsor: Rep. Murphy	2/18 from House appro do pass.

H2526: TAX EXEMPTION; TRAP & SKEET	Trap and skeet shooting clubs that teach hunter and firearm safety classes and sponsor shooting leagues and competitive tournaments are exempt from property taxes if the property and buildings are used for education purposes and not used or held for profit.	First sponsor: Rep. Anteriori	2/10 from House mil-pub do pass.
H2538: FEDERAL MANDATES; PROOF OF CONSTITUTIONALITY	The Legislature is prohibited from enacting any statute that appropriates state monies to comply with a federal mandate unless the mandate contains a document with reasonable arguments based on the U.S. Constitution that the mandate is a function of the federal government and will pass a Constitutional challenge.	First sponsor: Rep. Gowan	2/17 House appro FAILED 6-6.
H2543: FIREARMS; REGULATION; STATE PREEMPTION	Expands the prohibition on political subdivisions regulating firearms to include firearm storage, licensing, registration and firearm reloader components. Prohibits political subdivisions from enacting firearm regulations with greater penalties than state law. Deletes language that previously allowed political subdivisions to limit firearm possession in parks of one square mile or less to concealed weapons permit holders.	First sponsor: Rep. Gowan	2/22 withdrawn from House jud .
H2619: GAME; FISH; COMMISSION; APPOINTMENT APPLICATION	Applications for appointment to the Game & Fish Commission are public records and must be made available for public inspection no later than the second week in December before appointment.	First sponsor: Rep. Jerry Weiers	2/24 passed House 35-22 ; ready for Senate.
H2628: FUND; SUSTAINABLE PARKS FEE	Establishes an annual sustainable state parks fee to be paid along with vehicle registration fees, in an amount determined by the State Parks Board. The parks fee is deposited in the newly established Sustainable Parks Fund, used by the Board to operate, maintain and make capital improvements to state parks. The Board may no longer charge a fee for the day use of state parks to a vehicle with Arizona license plates.	First sponsor: Rep. Jones	2/1 referred to House nat res-rural , appro .
H2667: FEDERAL MONIES; APPROPRIATIONS	The Legislature retains authority to appropriate all noncustodial federal monies, defined as either block grants or general revenue sharing money over which the state has broad authority to make spending decisions. Emergency clause.	First sponsor: Rep. Stevens	2/8 referred to House appro .
H2678: WATERCRAFT OPERATION OFFENSES; FINE; ASSESSMENTS	Establishes a fine of at least \$250 for watercraft operation offenses. A person convicted of a second watercraft operation offense within a period of 24 months is guilty of a class 1 misdemeanor and must pay a fine of at least \$500. Establishes an additional \$250 surcharge for convictions of boating while intoxicated. The surcharge and fines are deposited in the Law Enforcement and Boating Safety Fund.	First sponsor: Rep. Jones	2/23 from House nat res-rural do pass.
H2750: STATE TRIBAL COLLABORATION	Each state agency must develop and implement a policy that promotes communication and collaboration between the agency and Indian nations and tribes, make reasonable efforts to collaborate with Indian nations and tribes in the development of policies and programs that directly affect American Indians or Alaska natives, and must designate a tribal liaison.	First sponsor: Rep. Deschene	2/15 referred to House gov .
H2764: WILDLIFE CONSERVATION SERVICE	The name of the state Game and Fish Department is changed to the Arizona Wildlife Conservation Service.	First sponsor: Rep. Patterson	2/9 referred to House nat res-rural .
H2786: LEASE OF STATE PARKS	A state park that provides fishing and boating facilities along the Colorado River may be leased to an adjacent municipality for 25 years at an annual lease payment of no more than \$50,000 per year. [Capitol Reports note: legislative staff identifies the park described in this bill as Lake Havasu State Park.]	First sponsor: Rep. Goodale	2/25 House nat res-rural held.
HCR2010: REPEAL 1998 PROP 105	The 2010 general election ballot is to carry the question of whether to amend Article IV, Part 1, Section 1, of the state Constitution to repeal the Voter Protection amendment added as Prop 105 in 1998.	First sponsor: Rep. Gowan	2/15 referred to House gov .
HCR2013: SINGLE	The 2010 general election ballot is to carry the	First sponsor:	2/15

SUBJECT; BUDGET RECONCILIATION BILLS	question of whether to amend Article IV, Part 2, Section 13, of the state Constitution to require that budget stabilization bills (BRBs) adhere to the single-subject rule and different bills must be presented for each different department of state government.	Rep. Heinz	referred to House appro .
HCR2019: CLEAN ENERGY SOURCES; NUCLEAR POWER	The 2010 general election ballot is to carry the question of whether to add Section 23 to Article XXII of the state Constitution to state the use of nuclear power is considered to be clean energy technology insofar as the generation process does not emit carbon dioxide or other atmospheric pollution.	First sponsor: Rep. Stevens	2/15 referred to House water-energy .
HCR2036: VOTER-PROTECTED FUNDING RELIEF	The 2010 general election ballot is to carry the question of whether to amend Article IV, Part 1, Section 1, and Article IX, Section 23 of the state Constitution to require that initiatives and referendums approved between Nov. 3, 1998, and Dec. 1, 2004, must be resubmitted to voters with a non-General Fund, dedicated funding source identified. Initiatives or referendums approved from Dec. 2, 2004, to Dec. 31, 2012, may be changed or repealed by majority vote of the Legislature. If the identified revenue source for an initiative or referendum fails to provide sufficient revenue, the Legislature may, by majority vote, limit expenditures of state revenue to the amount provided by the stated funding source.	First sponsor: Rep. Antenori	2/15 referred to House appro .
HCR2039: TEMP SUSPENSION; VOTER-PROTECTED FUNDING	The 2010 general election ballot is to carry the question of whether to amend Article IV, Part 1, of the state Constitution to authorize the Legislature, by a majority vote, to divert and appropriate up to 50% of any fund revenue created by a ballot measure or to amend or supersede any ballot measure that requires expenditure of state revenue. Authority is granted for fiscal years 2011 through 2014. To the extent possible, the Legislature must appropriate funds swept by this measure for purposes similar to those for which the funding measure was originally passed.	First sponsor: Rep. Kavanagh	2/24 from House gov do pass.
HCR2040: SUSTAINABLE STATE PARKS FUND	The 2010 general election ballot is to carry the question of whether to amend Title 41 (state government) to add a \$9 fee to the cost to register a motor vehicle in this state. The revenue is deposited in a Sustainable State Parks Fund and used to operate, maintain and make capital improvements to state parks. Cars with in-state license plates are not charged an additional fee to enter any state park.	First sponsor: Rep. Jones	2/25 House nat res-rural amended; report awaited.
HCR2044: FUND SWEEPS; PROHIBITION	The 2010 general election ballot is to carry the question of whether to amend Article IV, Part 2, of the state Constitution to prohibit fund sweeps into the general fund if the monies to be swept were not originally appropriated from the general fund. Exceptions are provided if the fund is repealed by an act of the Legislature or an operation of law.	First sponsor: Rep. Chad Campbell	2/15 referred to House appro .
S1020: GOVERNMENT CONTRACTS; AZ PREFERENCE	In awarding contracts for services that will be paid with public monies and in cases in which a bid from an Arizona resident is within 5% of the lowest bid, agencies must award the contract to the Arizona resident as long as that person has paid property taxes in this state for at least 2 years prior to submission of the bid.	First sponsor: Sen. Pearce	1/11 referred to Senate gov inst .
S1085: ORDERS OF PROTECTION; ANIMALS	Orders of protection may grant exclusive custody of any animal to the petitioner and order the respondent to stay away from the animal.	First sponsor: Sen. Aboud	2/25 from Senate pub-hu ser do pass.
S1092: INTERGOVERNMENTAL AGREEMENTS; SEPARATE LEGAL ENTITIES	If public agencies (including municipalities, counties, and special taxing districts) establish a separate legal entity for the purposes of an intergovernmental agreement, the entity is granted specified powers, including to enter into contracts, hire employees, acquire property and infrastructure, incur debts, and sue or be sued.	First sponsor: Sen. Paton	1/19 referred to Senate fin .

S1098: ARIZONA MANUFACTURED FIREARMS; REGULATION	Beginning Oct. 1, 2010, a firearm, firearm accessory or ammunition manufactured in this state is not subject to federal regulation because it is not considered to have ever traveled in interstate commerce.	First sponsor: Sen. Pearce	2/2 from Senate jud with amend #4067 .
S1125: PUBLIC SALE OF ANIMALS	The prohibition against selling animals in, on or adjacent to public roadways or parks or on private property without owner consent is extended statewide. Formerly, the prohibition applied only to counties with a population exceeding 800,000 (Maricopa and Pima).	First sponsor: Sen. Melvin	2/11 passed Senate 17-13 ; ready for House.
S1128: STATE SUPPORT FOR YOUTH PROGRAMS	Public assets cannot be used to discriminate against or deny access to public property to a youth organization (defined) on the basis of beliefs promoted by the organization or the organization's constitutionally protected expression of beliefs. Nor may state assets be used to compel a youth organization to accept or enroll a person whose sexual orientation or religious beliefs are inconsistent with the organization's beliefs or mission.	First sponsor: Sen. Melvin	2/15 passed Senate 30-0 ; ready for House.
S1153: STATE PREEMPTION; KNIVES	Local government is prohibited from imposing any regulation on the possession, carrying, sale, transfer or manufacture of knives (defined). A legislative intent section states that the regulation of knives is a matter of statewide concern.	First sponsor: Sen. C. Gray	2/22 passed Senate 20-9 ; ready for House.
S1159: FEDERALLY REGULATED RESEARCH FACILITY; ANIMALS	The list of exemptions to the statute related to the crime of cruelty to animals is expanded to include scientific experiments that are performed in a federally regulated animal research facility.	First sponsor: Sen. Pierce	2/2 from Senate nat res-inf do pass.
S1172: SCHOOLS; GUN SAFETY PROGRAMS	Expands authorization for schools to offer a gun safety program course to home schools. Requires the course to include student demonstration of competence with a firearm. Also modifies the list of persons authorized to instruct the course. AS PASSED SENATE.	First sponsor: Sen. S. Allen	2/15 passed Senate 30-0 ; ready for House.
S1196: ILLEGAL DUMPING; PENALTIES	Increased penalties for illegal dumping and criminal littering, for example places a minimum fine of \$1,800 for dumping trash on another person's property or for refusing to clean rubbish from the person's own property if the rubbish constitutes a health hazard.	First sponsor: Sen. S. Allen	2/16 from Senate rules okay.
S1223: UNDERGROUND WATER STORAGE; PREEXISTING USE	Statute regulating the use of natural waterways to carry water of water projects does not authorize interference with lawful land uses that were in existence at the time an underground storage facility permit was issued.	First sponsor: Sen. S. Allen	2/15 Senate nat res-inf held.
S1243: COUNCIL ON EFFICIENT GOVERNMENT	An eight-member Council on Efficient Government is established to review the level of service provided by government agencies and to determine whether efficiencies could be attained or the service could be improved through privatization. By June 30, 2011, the council is required to create an inventory of state agency activities and classify activities as inherently governmental activities or commercial activities. Also includes procedures by which to review and analyze a business case for privatization. The council terminates on July 1, 2020.	First sponsor: Sen. Pearce	1/28 referred to Senate gov inst .
S1348: REGULATORY REVIEW; RULE-MAKING	By Jan. 1, 2013, the Secretary of State must establish an online, searchable database of state agency rules. A similar database for counties must be established by Jan. 1, 2014, and for municipalities by Jan 1, 2015. A state agency is authorized to use an expedited procedure called "summary rule making" to repeal obsolete or other rules it deems necessary as long as the repeal does not increase the cost of compliance or compromise procedural rights of the entity regulated. The standard of proof to be used by the Governor's Regulatory Review Council to determine whether the probable benefits of a proposed rule outweighs the probable costs is established as "clear and convincing." A 10-member Commission on Privatization, Efficiency and Competition is formed to investigate complaints	First sponsor: Sen. Burns	2/16 from Senate rules okay.

	that the state has violated the prohibition against competition with the private sector. A session law provision extends the 1 year moratorium on rule making to include fiscal 2010-11. More.		
S1370: STATE PARKS; MUNICIPAL LEASE	Requires the State Parks Board to enter into a lease agreement with an incorporated city or town adjacent to a state park the provides fishing and boating facilities along the Colorado River to lease that state park. If the city or town agrees, the lease will be for 25 years with lease payments of up to \$50,000 per year.	First sponsor: Sen. Gould	2/3 referred to Senate nat res-inf .
S1371: OFF-HIGHWAY VEHICLES; TAX STAMPS	Creates an off-highway vehicle tax stamp which may be obtained instead of a certificate of title for the vehicle. The fee for a tax stamp is \$2. The Dept of Transportation is authorized to prescribe the design and application for the stamp by rule.	First sponsor: Sen. Gould	2/4 referred to Senate nat res-inf .
S1406: PROCUREMENT; CONSTRUCTION; SPECIALIZED SERVICES	Various changes in procurement procedures for state construction contracts, including a requirement that a contractor for rail systems must perform at least 30% of the work with its own personnel. The term used to describe a construction contract in which one party both designs and builds a project is changed to "two-step design-build" from "design-build." A "one-step design-build" contract is also added to define those contracts in which the contracting agency may let separate contracts for pre-construction (including design) services and construction services. The definition of "construction-manager-at-risk" contracts is changed to permit one-step design-build contracts. The state agency is also authorized to award in a single procurement process multiple contracts to different entities for the same project, based on demonstrated competence and experience. Procedures for bid evaluation are prescribed. More.	First sponsor: Sen. Tibshraeny	2/24 from Senate nat res-inf with amend #4361 .
SCR1013: LIEUTENANT GOVERNOR; SECRETARY OF STATE	The 2010 general election ballot is to carry the question of whether to amend Article V of the state Constitution to replace the office of Secretary of State with Lieutenant Governor.	First sponsor: Sen. Paton	2/25 Senate COW approved with amend #4005 .
SCR1022: LEGISLATIVE APPROPRIATION; FEDERAL MONIES	The 2010 general election ballot is to carry the question of whether to amend Title 35 (public finances) of the Arizona Revised Statutes to require that all noncustodial federal funds received by any budget unit are to be appropriated by the Legislature.	First sponsor: Sen. Melvin	2/2 stricken from Senate consent calendar by Aboud.
SCR1033: REPEAL 1998 PROP 105	The 2010 general election ballot is to carry the question of whether to amend Article IV, Part 1, Section 1 of the state Constitution to repeal the restrictions on the Legislature's authority to repeal or amend a voter-approved initiative. This limitation of legislative authority was itself approved by voters in 1998 as Proposition 105.	First sponsor: Sen. Pearce	2/3 from Senate appro do pass.

LEGEND

- Commission Direction – The Game and Fish Commission has given direction to the Department on these bills OR the department would like to address the commission about these bills.
- Oppose – The Game and Fish Commission has voted to oppose these bills.
- Support – The Game and Fish Commission has voted to support these bills.

APPROP Appropriations Committee
 AGFD Arizona Game and Fish Department
 C&P Constitutional and Proper
 COW Committee of the Whole
 DP Do Pass
 DPA Do Pass as Amended
 GF General Fund
 GOV Government Committee
 GR Government and Retirement Committee
 H House Bill
 HCR House Concurrent Resolution
 HHR House Hearing Room
 Hse. House of Representatives
 JUD Judiciary Committee
 PFC Proper for Consideration
 PFCA Proper for Consideration as Amended by the Senate Rules Committee
 S Senate Bill
 S/E Strike Everything Amendment
 Sen. Senate
 SHR Senate Hearing Room
 WM Ways and Means Committee

If you have questions relating to legislation, please contact:
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